

D. PETER HARVEY (SBN 55712)
pharvey@harveysiskind.com
MATTHEW A. STRATTON (SBN 254080)
mstratton@harveysiskind.com
HARVEY SISKIND LLP
Four Embarcadero Center, 39th Floor
San Francisco, CA 94111
Telephone: (415) 354-0100
Facsimile: (415) 391-7124

JONATHAN HUDIS (VBN 38068)
jhudis@oblon.com
KYOKO IMAI (Pro Hac Vice)
kimai@oblon.com
OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, LLP
1940 Duke Street
Arlington, Virginia 22314
Telephone: (703) 413-3000
Facsimile: (703) 413-2220

Attorneys for Plaintiffs
HEINEKEN BROUWERIJEN B.V.
and HEINEKEN USA INC.

ROBERT B. BURLINGAME (SBN 198189)
rburlingame@pillsburylaw.com
COLIN T. KEMP (SBN 215408)
colin.kemp@pillsburylaw.com
DUANE H. MATHIOWETZ (SBN 111831)
duane.mathiowetz@pillsburylaw.com
PILLSBURY, WINTHROP, SHAW
PITTMAN LLP
50 Fremont Street
San Francisco, CA 94105
Telephone: (415) 983-1000
Facsimile: (415) 983-1200

Attorneys for Defendant
WINERY EXCHANGE, INC.,
d/b/a WORLD BREWS

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

HEINEKEN BROUWERIJEN B.V., a
Netherlands corporation, and HEINEKEN USA
INC., a New York corporation,

Plaintiffs,

vs.

WINERY EXCHANGE, INC., d/b/a WORLD
BREWS, a California corporation,

Defendant.

Case No. C 11-02475 CRB

**STIPULATION [AND PROPOSED
ORDER] OF DISMISSAL WITH
PREJUDICE**

IT IS HEREBY STIPULATED and agreed, by and among the above-captioned parties through their respective counsel of record, pursuant to Fed. R. Civ. P. 41(a) (1)(A)(ii) and an agreement of the parties, that all claims and counterclaims asserted in this action are hereby withdrawn and dismissed with prejudice, with each party to bear its own counsel fees, expenses and costs.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, LLP

By: /s/
Jonathan Hudis

Dated: December 28, 2011

Kyoko Imai
OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, LLP

D. Peter Harvey
Matthew A. Stratton
HARVEY SISKIND LLP

Attorneys for Plaintiffs
HEINEKEN BROUWERIJEN B.V.
and HEINEKEN USA INC.

Respectfully submitted,

PILLSBURY, WINTHROP, SHAW
PITTMAN LLP

By: /s/
Robert B. Burlingame

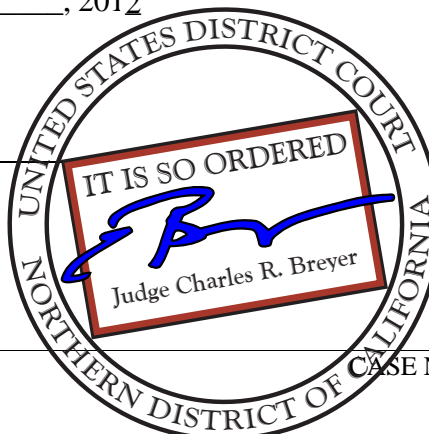
Dated: December 28, 2011

Colin T. Kemp
Duane H. Mathiowetz
PILLSBURY, WINTHROP, SHAW
PITTMAN LLP

Attorneys for Defendant
WINERY EXCHANGE, INC.,
d/b/a WORLD BREWS

IT IS SO ORDERED,
THIS 4th DAY OF January, 2012

CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE



STIPULATION [AND PROPOSED ORDER]
OF DISMISSAL WITH PREJUDICE

CASE NO. C 11-02475 CRB (JCS)